

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

JORDAN R. WILLIAMS,

Plaintiff,

v.

MILWAUKEE COUNTY, RICHARD
R. SCHMIDT, EVANSTON
INSURANCE COMPANY,
WISCONSIN COUNTY MUTUAL
INSURANCE CORPORATION,
ARMOR CORRECTIONAL HEALTH
SERVICES INC., and JOHN DOES,

Defendants.

Case No. 18-CV-1045-JPS

ORDER

On August 17, 2018, Defendant Armor Correctional Health Services, Inc. (“Armor”) filed a motion to dismiss certain claims in the complaint. (Docket #8). The Court was later notified that Plaintiff and Armor had agreed to allow Plaintiff to respond by amending his complaint. (Docket #20). On October 16, 2018, Plaintiff filed an expedited motion for leave to submit an amended complaint. (Docket #22). Though it was not designated as unopposed or stipulated, the deadline for responding to the motion has nevertheless passed in silence. Civ. L. R. 7(h). The Court will, therefore, grant the motion. *Id.* 7(d). When an amended complaint is filed, it becomes the controlling pleading and the prior pleading is withdrawn. *Johnson v. Dossey*, 515 F.3d 778, 780 (7th Cir. 2008). Armor’s pending motion, directed at the original complaint, must therefore be denied as moot.

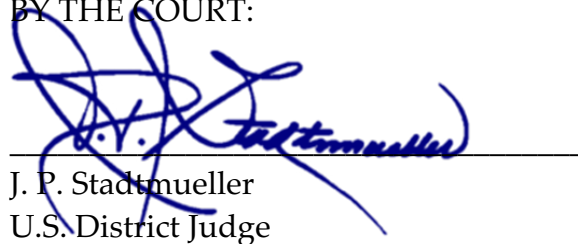
Accordingly,

IT IS ORDERED that Plaintiff's motion for leave to file an amended complaint (Docket #22) be and the same is hereby **GRANTED**; and

IT IS FURTHER ORDERED that Defendant Armor Correctional Health Services, Inc.'s motion to dismiss (Docket #8) be and the same is hereby **DENIED as moot**.

Dated at Milwaukee, Wisconsin, this 25th day of October, 2018.

BY THE COURT:



J. P. Stadtmueller
U.S. District Judge